

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			
<b>RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371</b>		Docket Number: <b>11957/47205</b>	
		International Application No.: <b>PCT/EP04/09263</b>	
Application Number <b>10/570,733</b>	International Filing Date <b>August 18, 2004</b>	Examiner <b>To be assigned</b>	Art Unit <b>To be assigned</b>
Invention Title <b>PHARMACEUTICAL COMPOSITION COMPRISING I. A. VITAMIN C, MAGNESIUM, GREEN TEA EXTRACT FOR RETARDING CARDIOVASCULAR DISEASES</b>		Inventor(s) <b>Matthias RATH et al.</b>	

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

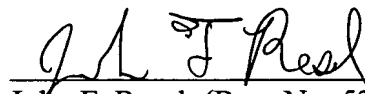
S I R:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed September 13, 2006, Applicants submit herewith an executed Declaration (3 pages), in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. Applicants also enclose a copy of the Notification as required.

1. The U.S. Patent and Trademark Office is authorized to charge the \$65.00 (small entity) fee to cover the surcharge for late filing of the Declaration to Deposit Account No. 11-0600. Should any additional fees be required, the U.S. Patent and Trademark Office is authorized to charge them to Deposit Account No. 11-0600.
2. A copy of this paper is enclosed for charging purposes.

Dated: Nov. 13, 2006

By:

  
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11/17/2006 ATRAN1 00000001 110600 10570733  
01 FC:2617 65.00 DA



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/570,733	Matthias Rath	1195747205

INTERNATIONAL APPLICATION NO.
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PCT/EP04/09263

I.A. FILING DATE	PRIORITY DATE
08/18/2004	09/05/2003

26646  
 KENYON & KENYON LLP  
 ONE BROADWAY  
 NEW YORK, NY 10004

CONFIRMATION NO. 7207

371 FORMALITIES LETTER



\*OC000000020403802\*

Date Mailed: 09/13/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/06/2006
- Copy of the International Search Report filed on 03/06/2006
- Preliminary Amendments filed on 03/06/2006
- Information Disclosure Statements filed on 03/06/2006
- Request for Immediate Examination filed on 03/06/2006
- U.S. Basic National Fees filed on 03/06/2006
- Priority Documents filed on 03/06/2006
- Specification filed on 03/06/2006
- Claims filed on 03/06/2006
- Abstracts filed on 03/06/2006
- Drawings filed on 03/06/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

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**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/570,733	PCT/EP04/09263	1195747205